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HARRINGTON & SMITH

NO. 315

P. 1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/603,913 Confirmation No.: 4355
Applicant(s): Hashizume et al.
Filed: 06/24/2003
Art Unit: 3726
Examiner: Chang, Rick K.
Title: A Process for Manufacturing a Cover

Attorney Docket No.: 852.0029.U1(US)
Customer No.: 29,683

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Response to Office Communication

Sir:

This is in response to the Office Communication mailed 08/04/2009 in regard to the above-identified patent application.

The examiner states that the reply filed on 4/24/2009 is not fully responsive to the prior Office Action. Applicants respectfully disagree. The examiner is requested to withdraw his indication that the reply filed on 4/24/2009 is not fully responsive.

Applicants submit that the reply filed on 4/24/2009 is fully responsive to the prior Office Action of 03/24/2009. The Office Action of 03/24/2009 stated that "[a]pplicant is advised that the reply to this requirement to be complete must include (i) an election of a species to be examined ... and (ii) identification of the claims encompassing the elected species, including any claims subsequently added". The examiner is

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directed to page 1, lines 16-18 of the response to restriction filed on 4/24/2009 which states "[a]pplicants elect Species 1 with traverse", thus satisfying requirement (i) above, and further states "[c]laims 1-4, 19, 20, and 33-35 read on the elected species", thus satisfying requirement (ii) above.

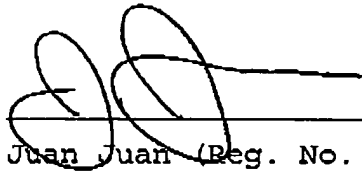
Merely because the examiner disagrees with which claims applicants have identified as encompassing the elected species does not justify an indication that the reply is non-responsive. If the examiner happens to disagree with which claims applicants have identified as encompassing the elected species, then the examiner should clearly set forth in an Office Action why the claims are considered as not readable on the elected species, and indicate which claims the examiner considers as encompassing the elected species. The examiner is respectfully requested to speak with his supervisor for a better understanding of restriction practice.

The examiner is requested to withdraw his indication that the reply filed on 4/24/2009 is not fully responsive.

If there are any additional charges with respect to this response or otherwise, please charge deposit account 50-1924 for any fee deficiency. Should any unresolved issue remain, the examiner is invited to call applicants' attorney at the telephone number indicated below.

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Reply to Office Communication of: 08/04/2009

Respectfully submitted,



Juan Juan (Reg. No. 60,564)

8/18/2009

Date

Customer No.: 29683
Harrington & Smith, PC
4 Research Drive
Shelton, CT 06484-6212
203-925-9400

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Aug 18, 2009

Date


Name of Person Making Deposit